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MAIL STOP RCE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: S. Smeekens et al. Attorney Docket No.: ARNO114646
Application No.: 09/423,575 Group Art Unit: 1637
Filed: January 27, 2000 Examiner: S. Chunduru
Title: PLANT GENE CONSTRUCTS AND THEIR USE

REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. § 1.114

Seattle, Washington 98101

December 15, 2003

TO THE COMMISSIONER FOR PATENTS:

This is a request for continued examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application, in which prosecution is closed.

- X 1. A submission as required under 37 C.F.R. § 1.114 is submitted as follows:
- X a. Please consider the Amendment/Response Under 37 C.F.R. § 1.116 previously filed on October 14, 2003.
- b. An Amendment/Response is enclosed herewith.
- c. An Information Disclosure Statement, as well as copies of the cited references, is being filed concurrently herewith.
- X 2. A Notice of Appeal to the Board of Patent Appeals and Interferences (BPAI) was previously filed in the above-identified application and is pending prior to a decision on appeal. A notice has been submitted to the BPAI, under separate cover, that this RCE is being filed and that the appeal is hereby withdrawn.
- X 3. The filing fee for the present request for continued examination is calculated below.
- X a. No claims in excess of the number previously submitted are being added.
- b. The enclosed amendment adds claims in excess of the number previously paid for. The claim fees are calculated as shown.

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COMPUTATION OF FEE

	Number Filed After Any Amendment	Highest Number Previously Paid For	Present Extra	Rate	Additional Fee
Basic RCE Filing Fee	-	=	x	=	770
Total Claims	4	20	= 0	x 18	= 0
Independent Claims	1	7	= 0	x 86	= 0
TOTAL					\$770

- X 4. Check No. 152573 in the amount of \$770.00, as computed above, is enclosed in payment of the required fees for filing the present request for continued examination.
- X 5. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17, and 1.18 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 03-1740. This authorization also hereby includes a request for any extensions of time of the appropriate length required upon the filing of any reply during the entire prosecution of this application. A copy of this request is enclosed.

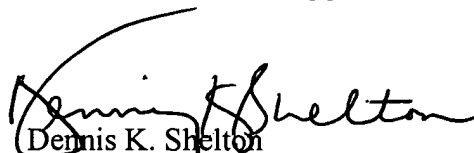
Please address all future correspondence to:

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Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid and addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below date.

Date:

December 15, 2003

Shelley K. Shaver

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